

THE HONORABLE THOMAS S. ZILLY

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON

BUNGIE, INC., a Delaware corporation,

Plaintiff

v.

AIMJUNKIES.COM, a business of unknown  
classification; PHOENIX DIGITAL GROUP  
LLC, an Arizona limited liability company;  
JEFFREY CONWAY, an individual; DAVID  
SCHAEFER, an individual; JORDAN GREEN,  
an individual; and JAMES MAY, an individual,

Defendants.

Cause No. 2:21-cv-0811 TSZ

**DECLARATION OF PHILIP P.  
MANN IN SUPPORT OF  
DEFENDANTS' MOTION TO  
DISMISS**

**Note on Motion Calendar:  
July 1, 2022**

**Oral Argument Requested**

I, Philip P. Mann, under penalty of perjury under the laws of the United States, state  
and declare as follows:

1. I am counsel for all Defendants in the above captioned matter.
2. Attached as Exhibit A is a true and correct copy of a March 3, 2022 letter I  
sent to JAMS in connection with the co-pending arbitration, denying all claims  
asserted therein and preserving Respondents' (i.e., Defendants') rights "to  
submit a response, affirmative defenses, jurisdictional challenges" and  
preserving their "rights to submit procedural and substantive motions when  
necessary.

Dated June 9, 2022.

/s/ Philip P. Mann  
Philip P. Mann

# **EXHIBIT A**

**Case No. 21-CV-0817-TSZ**

**(Exhibit A to Declaration of Philip P. Mann)**



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March 3, 2022

VIA JAMS ACCESS

Ms. Michele Wilson  
Case Manager  
JAMS

Re: Bungie, Inc vs. Aimjunkies.com, et al. Ref #5160000075

Dear Ms. Wilson,

We are counsel to the Respondents in the above-identified matter. Respondents have received the Demand for Arbitration and deny all claims asserted therein.

In addition, Respondents challenge Claimant's indication that this is a matter to be administered under the JAMS Comprehensive Arbitration Rules and Procedures, and further challenge Claimant's indication that Respondents are obligated to pay the full filing fee.

Pursuant to JAMS Rules 9 and 11 and as otherwise provided, Respondents reserve their right to submit a response, affirmative defenses, jurisdictional challenges and, if appropriate, counterclaims when an arbitrator is assigned to this matter or when otherwise necessary. Respondents further reserve all rights to submit procedural and substantive motions when necessary.

Very truly yours,

A handwritten signature in blue ink, appearing to read "Philip P. Mann", is written over a blue circular stamp.

Philip P. Mann  
Counsel to Claimants

cc: Claimant's Counsel (via JAMS ACCESS)

PPM/ast